

## **2005 DRAFTING REQUEST**

### **Bill**

Received: **01/12/2005**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Fath**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - misc**

Extra Copies: **MDK, GMM**

Submit via email: **NO**

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### **Pre Topic:**

DOA:.....Fath, BB0421 -

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### **Topic:**

TANF and CCDF allocations

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### **Instructions:**

See Attached

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### **Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 01/13/2005	kfollett 01/14/2005		_____			S&L
/P1			pgreensl 01/14/2005	_____	lnorthro 01/14/2005		S&L
/P2	pkahler 01/18/2005	kfollett 01/19/2005	chaugen 01/19/2005	_____	lnorthro 01/19/2005		S&L
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/4	pkahler 01/26/2005	kfollett 01/26/2005	jfrantze 01/26/2005	_____	lnorthro 01/26/2005		S&L
/5	pkahler 01/31/2005	wjackson 01/31/2005	jfrantze 02/01/2005	_____	sbasford 02/01/2005		

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&lt;END&gt;

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15 WLj 1/31

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13 Wlj 1/26

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/1	pkahler 01/24/2005	wjackson 01/24/2005	rschluet 01/24/2005	_____	sbasford 01/25/2005		

FE Sent For:

*Handwritten signatures and dates:*  
1/18/05  
1/25/05  
pkahler  
pgreensl  
lnorthro  
sbasford

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TANF and CCDF allocations

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See Attached

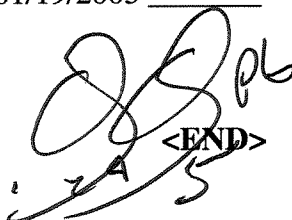
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## 2003-05 Budget Bill Statutory Language Drafting Request

- Topic: TANF and CCDF Allocations
- Tracking Code: BB0421
- SBO team: Education
- SBO analyst: Erin Fath
  - Phone: 266-8219
  - Email: erin.fath@doa.state.wi.us
- Agency acronym: DWD
- Agency number: 445

\* New drafting request. \*

**Date:** January 11, 2005  
**To:** Steve Miller  
**From:** Erin Fath *EF*  
**Subject:** Statutory Language Request

TANF and CCDF Allocations

Attached are the changes needed to update s.49.175 and s.49.155 to reflect the Governor's decisions.

*(Amounts that are underlined may change)*

**Head's up:**

A) Transfer of day care licensing and regulation (LRB 05-0404) touches some of the same sections of the statutes as the changes in this draft. Gordon Malaise is handling that draft.

B) For several programs, TANF funding is being replaced with GPR funding that will be budgeted directly in the agency that administers the program. This includes the programs under s. 49.175 (1):

- (ze) 7. & 8. [DHFS]
- (zn) [CANPB]
- (zj) [DPI], and
- (zL) [in this case, we are moving the program to DPI]

This will require addressing some cross-references in those agencies' statutory language. Two DOA analysts, Dennis Rhodes and Amanda Rogers, have sent over separate draft requests to address the cross-references for these programs. I think Gordon Malaise is handling the DHFS and CANPB items and maybe Peter Grant is handling the DPI related items. You may want to confer with them as to whether all these changes should be in one draft. I have no preference.

If you have any questions, please call me at 6-8219, or send me an email at [erin.fath@doa.state.wi.us](mailto:erin.fath@doa.state.wi.us).

Thank you.

Transfer Family and Group Day Care Licensing Function from DHFS to DWD

- ✓ 1. Remove the reference to 20.445 (3)(nL) from s.49.175, ALLOCATION OF FUNDS.
  - ✓ 2. Under s. 49.175 (1)(a), *Wisconsin Works benefits*: change the language to allocate funds based on the state fiscal year, without regard for the W-2 contract period. For example: "For Wisconsin Works benefits, \$59,526,100 in fiscal year 2005-06 and \$52,612,800 in fiscal year 2006-07."
  - ✓ 3. Under s. 49.175 (1)(b), *Wisconsin Works administration*: change the language to allocate funds based on the state fiscal year, without regard for the W-2 contract period. For example: "For administration of Wisconsin Works performed under contracts under s. 49.143, \$20,107,500 in fiscal year 2005-06 and \$19,049,200 in fiscal year 2006-07."
  - ✓ 4. Under s. 49.175 (1)(c), *Performance bonuses*: retain the reference to W-2 contract, but update: for the payment ... having a term that begins on January 1, 2004, and that ends on December 31, 2005, \$0 in fiscal year 2005-06.
  - ✓ 5. Under s. 49.175 (1)(f), *Wisconsin "Works ancillary services*: change the language to allocate funds based on the state fiscal year, without regard for the W-2 contract period, and delete the reference to transportation assistance ... under 42 USC 601 et seq. For example: "For program services under Wisconsin Works provided under contracts under s. 49.143, \$49,879,200 in fiscal year 2005-06 and \$44,151,800 in fiscal year 2006-07."
  - ✓ 6. Under s. 49.175 (1)(g), *State administration of public assistance programs*: change the amount to \$17,011,200 in each fiscal year.
  - ✓ 7. No change to s. 49.175 (1)(i), *Emergency assistance*.
  - ✓ 8. No change to s. 49.175 (1)(m).
  9. s. 49.175 (1)(n), *Job access loans*, is repealed in a separate draft [05-1526/1]. note
  - ✓ 10. Under s. 49.175 (1)(p), *Direct child care services*: change the amounts to \$307,282,800 in fiscal year 2005-06 and \$302,509,900 in fiscal year 2006-07.
  - ✓ 11. Under s. 49.175 (1)(q), *Indirect childcare services*: change the title to "Child care state administration"; allocate \$5,454,100 in each fiscal year.
  - ✓ 12. Under s.49.175 (1)(qm), *Local pass-through grant program*: change the title to "Quality counts support systems"; allocate \$10,878,500 in each fiscal year.
- **NOTE: please see corresponding changes in s. 49.155 (1g), below.**
- ✓ 13. Repeal s. 49.175 (1)(r), *Early childhood excellence initiative*.
    - Also repeal s. 49.1375.
  - ✓ 14. Create s. 49.175 (1)(v), *Transportation assistance grants*: "For transportation assistance for individuals who are eligible to receive temporary assistance for needy families under 42 USC 601 et. Seq., \$900,000 in each fiscal year."  
[Recreates the language that existed prior to passage of 2003 Act 33].
  - ✓ 15. No change to s. 49.175 (z), *Grants to the Boys and girls Clubs of America*.
  16. Under s. 49.175 (ze), *Programs administered by the department of health and family services*, make the following changes:
    - ✓ 1. Change the amount to \$23,748,400 in each fiscal year.

Transfer Family and Group Day Care Licensing Function from DHFS to DWD

- ✓ 2. Change the amounts to \$29,973,600 in fiscal year 2005-06 and \$28,893,300 in fiscal year 2006-07.
- ? ✓ 7. & 8. Repeal these allocations (replacing with GPR in DHFS). ) D-note
- ✓ 10m. Change the amount to \$7,323,600 in each fiscal year.
- ✓ 11. No change.
- ✓ 12. Change the amounts to \$1,310,800 in fiscal year 2005-06 and \$1,317,700 in fiscal year 2006-07.
- ✓ 17. Under s. 49.175 (1)(zh): Allocate \$59,532,000 in each fiscal year. (holding it at base). DWD requested to change the title to "Earned income tax credit supplement". Is that ok?
- ? ✓ 18. Repeal s. 49.175 (1)(zj), *Head start* (replacing with GPR in DPI).
- ? ✓ 19. Repeal s. 49.175 (1)(zL), *English for Southeast Asian children* (replacing with GPR in DPI).
- ? ✓ 20. Repeal s. 49.175 (1)(zn), *Child abuse and neglect prevention board* (replacing with GPR in the CANPB).

**Changes to s. 49.155 (1g)**

This is somewhat complicated by the fact that we are transferring responsibility for daycare licensing & regulation from DHFS to DWD and those changes touch this part of the statutes. The effective date for the transfer was initially set at July 1, 2006, but may very well change to January 1, 2006. You should probably discuss these changes with Gordon, who is drafting the changes (LRB 05-0404). I am sending a note to Gordon, under separate cover, to ask him to make some changes to LRB 05-0404 so as to accommodate DWD's request, below.

This is what DWD has requested

1. Amend s. 49.155(1g)(b) to as follows:
  - ✓ Change to "From the appropriations under s. 20.445 (3)(cm), (jb) [newly created under LRB draft 05-0404] and (mc)"
  - ✓ Distribute \$5,454,100 in each fiscal year
  - PG • Amend the purposes for which funds may be used to include: 1) administering the child care program under this section, 2) for the department's (DWD's) share of costs for the Child Care Information Center administered by the Dept. of Public Instruction, and 3) for the licensing and GMM regulation of day care facilities under [current law is s. 48.65, renumbered as 49.98 in LRB 05-0404].
2. Amend s. 49.155 (1g)(c) as follows:
  - Change to "From the appropriation account under s.20.445 (3)(md)" [instead of (3)(mc)]
  - Distribute \$10,878,500 in each fiscal year
  - Amend purposes for which funds may be used to include grants under s. 49.134 (2) and ss. 49. 137 (2), (3), (4) & (4m).
  - Amend s. 49.134 (2) and ss. 49. 137 (2), (3), (4) & (4m) to reference s.49.155 (1g)(c) instead of s. 49.155 (1g)(b)

does not exist for purposes of this draft D-note

Create (d) instead

July 1, 2006



Transfer Family and Group Day Care Licensing Function from DHFS to DWD

What makes this difficult is that under current law, DWD transfers CCDF funds (from 20.445 (3)(mc) to DHFS for day care licensing and regulation, under s. 49.155 (1g)(c). The transfer of day care licensing and regulation to DWD would take effect possibly mid-fiscal year (January 1, 2006). DWD will have to transfer the CCDF funds in FY06, although they may come back to DWD mid-year.

Maybe we could get around this by creating a new section, s.49.155 (1g)(d), in which the CCDF that is transferred to DHFS would be included. It would read like current law s.49.155 (1g)(c), except the amount would be \$3,972,300 in fiscal year 2005-06 (no transfer in fiscal year 2006-07). We could either repeal it, effective July 1, 2006, or just leave it as is to be repealed in the next go around. Does that make sense?

I know these are a lot of changes – thanks so much for your patience!

**Kahler, Pam**

---

**From:** Fath, Erin  
**Sent:** Thursday, January 13, 2005 12:05 PM  
**To:** Kahler, Pam  
**Subject:** RE: LRB 05-0404/1

Not quite ... yes to the first part of your question.

The \$3,972,300 (transferred to DHFS for childcare licensing/regulation) was actually built into the amount allocated under s. 49.155 (1g) (b), as modified by this draft. So what we need to do is change the allocation under s. 49.155 (1g) (b) to \$1,481,800 in FY06, leave it at \$5,454,100 for FY07. The amount to be distributed under s. 49.155 (1g) (d) will remain at \$10,878,500 (for now anyway).

Sorry for the confusion.

-Erin

-----Original Message-----

**From:** Kahler, Pam [mailto:Pam.Kahler@legis.state.wi.us]  
**Sent:** Thursday, January 13, 2005 11:56 AM  
**To:** Fath, Erin  
**Subject:** RE: LRB 05-0404/1

Then do you want me to keep (1g) (c) as it is in current law with \$3,972,300 as the amount to be transferred in fiscal year 2005-06, which Gordon will then repeal, and then in (1g) (d), which I am creating, distribute \$6,906,200 (\$10,878,500 minus \$3,972,300) in fiscal year 2005-06 and \$10,878,500 in each fiscal year thereafter?

-----Original Message-----

**From:** Fath, Erin  
**Sent:** Thursday, January 13, 2005 11:39 AM  
**To:** Kahler, Pam  
**Subject:** RE: LRB 05-0404/1

Pam, for now the plan is to transfer funds from DWD to DHFS [under s. 49.155 (1g) (c)] in FY06 only in the amount (not necessarily final) of \$3,972,300. When s. 49.155 (1g) (c) is repealed, per Gordon's draft, that practice of transferring funds from DWD to DHFS will end. Is that clear?

Thanks,  
 -Erin

-----Original Message-----

**From:** Kahler, Pam [mailto:Pam.Kahler@legis.state.wi.us]  
**Sent:** Thursday, January 13, 2005 11:28 AM  
**To:** Fath, Erin  
**Subject:** RE: LRB 05-0404/1

Erin:

I am working on this now and have created s. 49.155 (1g) (d) with the language that you wanted for s. 49.155 (1g) (c), which Gordon is repealing. My question is, does *some* money need to be transferred to DHFS under (1g) (c) before the transfer of child care licensing to DWD takes effect and (1g) (c) is repealed? If I simply create (1g) (d) with the language you gave me, that will not happen, of course. Thanks.

01/13/2005

Pam

-----Original Message-----

**From:** Malaise, Gordon

**Sent:** Wednesday, January 12, 2005 9:47 AM

**To:** Fath, Erin

**Cc:** Kahler, Pam

**Subject:** RE: LRB 05-0404/1

Erin and Pam:

Or another approach would be for Pam to create s. 49.155 (1g) (d) instead of amending (c). Then, on reconciliation, SECTION 96 of my draft would come out and all I would do, effective 7/1/06 or 1/1/06, whichever the case may be, would be to repeal s. 49.155 (1g) (c).

Gordon

-----Original Message-----

**From:** Fath, Erin

**Sent:** Wednesday, January 12, 2005 9:35 AM

**To:** Malaise, Gordon

**Cc:** Kahler, Pam

**Subject:** LRB 05-0404/1

Gordon,

I think we'll need to re-think section 96 of this LRB draft 05-0404, which consolidates s. 49.155 (1g) and (b), and then repeals (c) upon transfer of the daycare licensing/regulation function to DWD. This is because DWD included changes in their budget request that would restructure s. 49.155 (1g)(b) and (c), and both sections would need to stay in statute in order to carryout the Governor's intent. But we do need to eliminate the transfer of funds from DWD to DHFS under current law s.49.155 (1g)(c).

I've raised this issue with Pam Kahler in a draft I sent over that details the changes in the TANF/CCDF allocations. I think that if you take a look at the drafting instructions I sent to her (with respect to s.49.155) the problem will become obvious.

I've attached a copy of those instructions here. The changes affecting s.49.155 start on the third page of the document.

Thanks!

**Erin K. Fath**

Wisconsin State Budget Office

(608) 266-8219

Erin.Fath@doa.state.wi.us

01/13/2005

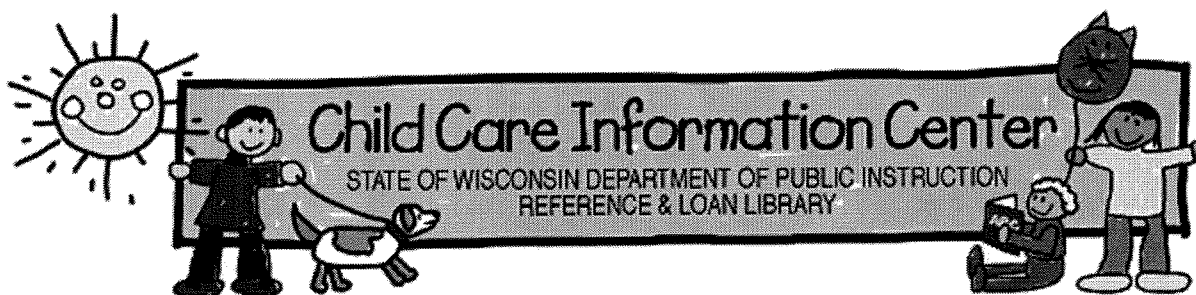
**Kahler, Pam**

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**From:** Grant, Peter  
**Sent:** Thursday, January 13, 2005 11:55 AM  
**To:** Kahler, Pam  
**Subject:** CCIC

Maybe you could refer to the Child Care Information Center operated by the division of libraries, technology, and community learning in dpi. Do you think we need to authorize DPI to administer a CCIC?

Peter



## The Child Care Information Center

Welcome to the Wisconsin Child Care Information Center! CCIC is a mail-order lending library and information center serving anyone in Wisconsin working in the field of child care and early childhood education. CCIC provides free information services, library services, and adult learning services to help Wisconsin child care professionals give the best possible start to Wisconsin's children. CCIC is sponsored by the Child Care Section, Division of Workforce Solutions, Wisconsin Department of Workforce Development, and is administered by the Department of Public Instruction's Reference and Loan Library. We welcome your questions, comments, and suggestions.

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[Programs and services of CCIC](#)

[Free materials available from CCIC for child care providers](#)

[Free materials available from CCIC for parents](#)

[CCIC Newsletter](#)

[Recommended resources](#)

[Child care handbooks sold by CCIC](#)

[Organizations serving child care and related professions](#)

[Education and training](#)

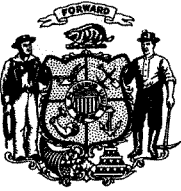
[Internet link to T-Net, the Wisconsin Training Network and Event Calendar](#)

[Internet link to Child Care Forms and Publications required for Wisconsin licensed child care centers](#)

[Internet link to Wisconsin Model Early Learning Standards. Please call CCIC for print copies.](#)

[Internet link to KidsFirst Quality Counts for Kids Task Force](#)

[Internet link to WISCAT Online Catalog of books and tapes at CCIC and other Wisconsin libraries](#)



1/14 or 1/18  
State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-1662/7

PJK: [signature]  
P1

DOA:.....Fath, BB0421 - TANF and CCDF allocations

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

D-note

do not  
grant

1 AN ACT *relating to:* the budget.

---

*Analysis by the Legislative Reference Bureau*  
**HEALTH AND HUMAN SERVICES**

**PUBLIC ASSISTANCE**

Under current law, DWD allocates specific amounts of moneys in each fiscal year, including federal Child Care Development Funds (CCDF) and federal moneys received under the federal Temporary Assistance for Needy Families (TANF) block grant program, for various public assistance programs and for child care-related purposes, including transferring moneys to DHFS for its day care licensing operations. This bill increases and decreases those allocations. The bill also eliminates some of the allocations under current law, including one for a transfer to DPI for Head Start, one for grants to organizations that provide various types of domestic abuse services, one for a transfer to the child abuse and neglect prevention board, and one for providing funding to the Wausau school district for English training for Southeast Asian children. With respect to child care-related funding allocations, the bill eliminates allocations for a child care scholarship and bonus program and for administration of DWD's office of child care but adds an allocation to pay for a share of the costs of a mail-order lending library and information center operated by DPI's division for libraries, technology, and community learning.

While eliminating an allocation of CCDF or TANF funds does not eliminate a program or service that has other funding, the bill eliminates an allocation for grants for developing early childhood centers for providing outreach and training for parents and training for child care providers and eliminates the program also.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

---

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

✓  
1           **SECTION 1.** 49.134 (2) (a) of the statutes is amended to read:

2           49.134 (2) (a) From the allocation under s. 49.155 (1g) (~~b~~) (d), the department  
3 shall make grants to local agencies to fund child care resource and referral services  
4 provided by those local agencies. The department shall provide an allocation formula  
5 to determine the amount of a grant awarded under this section.

History: 1991 a. 275; 1993 a. 16; 1995 a. 27; 1995 a. 404 ss. 123 to 129; Stats. 1995 s. 49.134; 1997 a. 27, 79.

6           **SECTION 2.** 49.137 (2) (a) of the statutes is amended to read:

7           49.137 (2) (a) From the allocation under s. 49.155 (1g) (~~b~~) (d), the department  
8 may award grants to child care providers that meet the quality of care standards  
9 established under s. 49.155 (1d) (b) to improve the retention of skilled and  
10 experienced child care staff. In awarding grants under this subsection, the  
11 department shall consider the applying child care provider's total enrollment of  
12 children and average enrollment of children who receive or are eligible for publicly  
13 funded care from the child care provider.

History: 1991 a. 275; 1993 a. 16; 1995 a. 27, 289; 1995 a. 404 ss. 142 to 161; Stats. 1995 s. 49.137; 1997 a. 27, 252; 2001 a. 16.

14           **SECTION 3.** 49.137 (3) (a) of the statutes is amended to read:

15           49.137 (3) (a) From the allocation under s. 49.155 (1g) (~~b~~) (d), the department  
16 may award grants to child care providers for assistance in meeting the quality of care  
17 standards established under s. 49.155 (1d) (b).

History: 1991 a. 275; 1993 a. 16; 1995 a. 27, 289; 1995 a. 404 ss. 142 to 161; Stats. 1995 s. 49.137; 1997 a. 27, 252; 2001 a. 16.

18           **SECTION 4.** 49.137 (4) (intro.) of the statutes is amended to read:

19           49.137 (4) TRAINING AND TECHNICAL ASSISTANCE CONTRACTS. (intro.) From the  
20 allocation under s. 49.155 (1g) (~~b~~) (d), the department may contract with one or more

1 agencies for the provision of training and technical assistance to improve the quality  
2 of child care provided in this state. The training and technical assistance activities  
3 contracted for under this subsection may include any of the following activities:

4 History: 1991 a. 275; 1993 a. 16; 1995 a. 27, 289; 1995 a. 404 ss. 142 to 161; Stats. 1995 s. 49.137; 1997 a. 27, 252; 2001 a. 16.

**SECTION 5.** 49.137 (4m) of the statutes is amended to read:

5 49.137 (4m) LOCAL PASS-THROUGH GRANT PROGRAM. ~~The~~ From the allocation  
6 under s. 49.155 (1g) (d), the department shall award grants to local governments and  
7 tribal governing bodies for programs to improve the quality of child care. The  
8 department shall promulgate rules to administer the grant program, including rules  
9 that specify the eligibility criteria and procedures for awarding the grants.

10 History: 1991 a. 275; 1993 a. 16; 1995 a. 27, 289; 1995 a. 404 ss. 142 to 161; Stats. 1995 s. 49.137; 1997 a. 27, 252; 2001 a. 16.

**SECTION 6.** 49.1375 of the statutes is repealed.

11 **SECTION 7.** 49.155 (1g) (b) of the statutes is amended to read:

12 49.155 (1g) (b) From the ~~appropriation~~ appropriations under s. 20.445 (3) (cm)  
13 and (mc), distribute ~~\$7,593,500~~ \$1,481,800 in fiscal year 2003-04 2005-06 and  
14 \$7,597,300 \$5,454,100 in each fiscal year 2004-05 thereafter for administering the  
15 child care program under this section, ~~for grants under s. 49.134 (2) for child day care~~  
16 ~~resource and referral services, for grants under s. 49.137 (4m), for a child care~~  
17 ~~scholarship and bonus program, and for administration of the department's office of~~  
18 ~~child care and for a share of the costs for the Child Care Information Center operated~~  
19 by the division for libraries, technology, and community learning in the department  
20 of public instruction.

21 History: 1995 a. 289; 1997 a. 27, 252; 1976 to 1775, 1838 to 1857; 1997 a. 41, 105, 237, 252; 1999 a. 9; 2001 a. 16; 2003 a. 33.

**SECTION 8.** 49.155 (1g) (b) of the statutes, as affected by 2005 Wisconsin Act ....

22 (this act), section X, is amended to read:

23 49.155 (1g) (b) From the appropriations under s. 20.445 (3) (cm), (jm), and (mc),  
24 distribute \$1,481,800 in fiscal year 2005-06 and \$5,454,100 in each fiscal year



thereafter for administering the child care program under this section and, for a share of the costs for the Child Care Information Center operated by the division for libraries, technology, and community learning in the department of public instruction, and for the licensing and regulation of day care facilities under s. 49.98.

History: 1995 a. 289; 1997 a. 27, s. 1766 to 1775, 1838 to 1857; 1997 a. 41, 105, 237, 252; 1999 a. 9; 2001 a. 16; 2003 a. 33.

**SECTION 9.** 49.155 (1g) (c) of the statutes is amended to read:

49.155 (1g) (c) From the appropriation account under s. 20.445 (3) (mc), transfer ~~\$4,440,600 in fiscal year 2003-04 and \$4,507,900~~ \$3,972,300 in fiscal year ~~2004-05~~ 2005-06 to the appropriation account under s. 20.435 (3) (kx).

History: 1995 a. 289; 1997 a. 27, s. 1766 to 1775, 1838 to 1857; 1997 a. 41, 105, 237, 252; 1999 a. 9; 2001 a. 16; 2003 a. 33.

**SECTION 10.** 49.155 (1g) (d) of the statutes is created to read:

49.155 (1g) (d) From the appropriation under s. 20.445 (3) (md), distribute \$10,878,500 in each fiscal year for grants under s. 49.134 (2), for grants under s. 49.137 (2), (3), and (4m), and for contracts under s. 49.137 (4).

**SECTION 11.** 49.175 (1) (intro.) of the statutes is amended to read:

49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within the limits of the appropriations under s. 20.445 (3) (a), (cm), (dz), (jL), (k), (kx), (L), (mc), (md), ~~(nL)~~, and (s), the department shall allocate the following amounts for the following purposes:

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

**SECTION 12.** 49.175 (1) (a) of the statutes is amended to read:

49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits provided ~~under contracts having a term that begins on January 1, 2002, and ends on December 31, 2003, \$33,219,700 in fiscal year 2003-04; and for Wisconsin Works benefits provided under contracts having a term that begins on January 1, 2004,~~

1 ~~and ends on December 31, 2005, \$33,219,700, \$59,526,100 in fiscal year 2003-04~~  
2 ~~2005-06 and \$66,439,400 \$52,612,800 in fiscal year 2004-05 2006-07.~~

3 History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

3 SECTION 13. 49.175 (1) (b) of the statutes is amended to read:

4 49.175 (1) (b) *Wisconsin Works administration.* For administration of  
5 Wisconsin Works performed under contracts under s. 49.143 ~~having a term that~~  
6 ~~begins on January 1, 2002, and ends on December 31, 2003, \$10,582,800 in fiscal~~  
7 ~~year 2003-04; and for administration of Wisconsin Works performed under contracts~~  
8 ~~under s. 49.143 having a term that begins on January 1, 2004, and ends on~~  
9 ~~December 31, 2005, \$10,582,900, \$20,107,500 in fiscal year 2003-04 2005-06 and~~  
10 ~~\$21,165,700 \$19,049,200 in fiscal year 2004-05 2006-07.~~

11 History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

11 SECTION 14. 49.175 (1) (c) of the statutes is amended to read:

12 49.175 (1) (c) *Performance bonuses.* For the payment of performance bonuses  
13 to Wisconsin Works agencies that have entered into contracts under s. 49.143 having  
14 a term that begins on January 1, ~~2002~~ 2004, and that ends on December 31, ~~2003~~  
15 2005, \$0 in fiscal year ~~2003-04~~ 2005-06.

16 History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

16 SECTION 15. 49.175 (1) (f) of the statutes is amended to read:

17 49.175 (1) (f) *Wisconsin Works ancillary services.* For program services under  
18 Wisconsin Works, ~~including transportation assistance for individuals who are~~  
19 ~~eligible to receive temporary assistance for needy families under 42 USC 601 et seq.,~~  
20 ~~provided under contracts under s. 49.143 having a term that begins on January 1,~~  
21 ~~2002, and ends on December 31, 2003, \$27,803,300 in fiscal year 2003-04; and for~~  
22 ~~program services under Wisconsin Works, including transportation assistance for~~  
23 ~~individuals who are eligible to receive temporary assistance for needy families under~~  
24 ~~42 USC 601 et seq., education and training, mentoring, and other services provided~~

1 ~~under contracts under s. 49.143 having a term that begins on January 1, 2004, and~~  
2 ~~ends on December 31, 2005, \$27,803,300, 49,879,200 in fiscal year 2003-04 2005-06~~  
3 ~~and \$55,606,600 \$44,151,800 in fiscal year 2004-05 2006-07.~~

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

4 **SECTION 16.** 49.175 (1) (g) of the statutes is amended to read:

5 49.175 (1) (g) *State administration of public assistance programs.* For state  
6 administration of public assistance programs, ~~\$18,484,600~~ \$17,011,200 in each fiscal  
7 year.

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

8 **SECTION 17.** 49.175 (1) (p) of the statutes is amended to read:

9 49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
10 49.155, ~~\$298,640,600~~ \$307,282,800 in fiscal year 2003-04 2005-06 and  
11 \$308,040,600 \$302,509,900 in fiscal year 2004-05 2006-07

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

12 **SECTION 18.** 49.175 (1) (q) of the statutes is amended to read:

13 49.175 (1) (q) *Indirect child Child care services state administration.* For  
14 indirect state administration of child care services under s. 49.155 (1g), \$9,559,400  
15 in fiscal year 2003-04 and ~~\$9,626,700~~ \$5,454,100 in each fiscal year 2004-05.

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

16 **SECTION 19.** 49.175 (1) (qm) of the statutes is amended to read:

17 49.175 (1) (qm) *Local pass-through grant program Quality counts support*  
18 *systems.* For the local pass-through grant program under s. 49.137 (4m), \$2,475,100  
19 in fiscal year 2003-04 and ~~\$2,478,500~~ \$10,878,500 in each fiscal year 2004-05.

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

20 **SECTION 20.** 49.175 (1) (r) of the statutes is repealed.

21 **SECTION 21.** 49.175 (1) (v) of the statutes is created to read:

1           49.175 (1) (v) *Transportation assistance grants.* For transportation assistance  
2           for individuals who are eligible to receive temporary assistance for needy families  
3           under 42 USC 601 et seq., \$900,000 in each fiscal year.

4           **SECTION 22.** 49.175 (1) (ze) 1. of the statutes is amended to read:

5           49.175 (1) (ze) 1. ‘Kinship care and long-term kinship care assistance.’ For the  
6           kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
7           (3p), ~~\$24,122,200~~ \$23,748,400 in each fiscal year.

8           History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

9           **SECTION 23.** 49.175 (1) (ze) 2. of the statutes is amended to read:

10           49.175 (1) (ze) 2. ‘Children of recipients of supplemental security income.’ For  
11           payments made under s. 49.775 for the support of the dependent children of  
12           recipients of supplemental security income, ~~\$26,397,200~~ \$29,973,600 in fiscal year  
            2003–04 ~~2005–06~~ and ~~\$29,175,100~~ \$28,893,300 in fiscal year 2004–05 ~~2006–07~~.

13           History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

14           **SECTION 24.** 49.175 (1) (ze) 10m. of the statutes is amended to read:

15           49.175 (1) (ze) 10m. ‘Safety services.’ For services provided in counties having  
16           a population of 500,000 or more to ensure the safety of children who the department  
17           of health and family services determines may remain at home if appropriate services  
            are provided, ~~\$7,045,500~~ \$7,323,600 in each fiscal year.

18           History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

19           **SECTION 25.** 49.175 (1) (ze) 12. of the statutes is amended to read:

20           49.175 (1) (ze) 12. ‘Milwaukee and statewide child welfare administration.’ For  
21           the costs associated with the Milwaukee child welfare information system and the  
22           Wisconsin statewide automated child welfare information system, ~~\$1,695,700~~  
            \$1,310,800 in fiscal year 2003–04 ~~2005–06~~ and ~~\$1,741,300~~ \$1,317,700 in fiscal year  
23           2004–05 ~~2006–07~~.

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

**SECTION 26.** 49.175 (1) (zh) of the statutes is amended to read:

49.175 (1) (zh) ~~*Taxable years 1999 and thereafter*~~ *Earned income tax credit supplement.* For the transfer of moneys from the appropriation account under s. 20.445 (3) (md) to the appropriation account under s. 20.835 (2) (kf) for the earned income tax credit, ~~\$57,892,000 in fiscal year 2003–04 and \$59,532,000~~ \$59,532,000 in each fiscal year 2004–05.

**History:** 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327.

**SECTION 9421. Effective dates; health and family services.**

(1) TRANSFER OF DAY CARE CENTER LICENSING. The treatment of section 49.155 (1g) (b) (by SECTION 40) of the statutes takes effect on July 1, 2006, or on the day after publication, whichever is later.

**(END)**

auto ref A

*D. note*

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1662/7dn

PJK: [Signature]

Date

Erin:

1. I did not repeal, in this draft, s. 49.175 (1) (n), (ze) 7. or 8., (zj), (zL), or (zn). Since these are repealed in other drafts, those repeals will be reconciled with this draft after all of the "in" drafts are compiled. If one or more of those other drafts does not become an "in" draft, then we may need to change the amounts, or make some other modifications, to those allocations in current law s. 49.175 (1). (If I repeal those allocations in this draft, I really would have to treat all of the sections affected by those repeals in this draft also.)

2. As we discussed by phone, s. 49.155 (1g) (b) and (c) are modified from the instructions to account for the transfer of funds to DHFS under par. (c) until that paragraph is repealed on January or July 1, 2006. The repeal of that paragraph is in LRB-0404, so s. 49.155 (1g) will have to be reconciled overall after all the "in" drafts are compiled. Because I have created s. 49.155 (1g) (d) in this draft, the consolidation, renumbering and amendment of s. 49.155 (1g) (intro.) and (b) into s. 49.155 (1g) in LRB-0404 will not occur, either, after we reconcile, so we will end up with s. 49.155 (1g) (intro.), (b), and (d).

3. Note that s. 49.136 (2) (a) still has a reference to the allocation under s. 49.155 (1g) (b). Is that program still part of the allocation under that paragraph?

4. Note that s. 49.137 (4m) did not refer to the allocation under s. 49.155 (1g) (b) before and I added a reference in this draft. Also note that s. 49.137 (4m) is the only subsection in that section that has its own allocation under s. 49.175 (1) (qm). Okay?

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: pam.kahler@legis.state.wi.us

as you requested  
in the instructions

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1662/P1dn  
PJK:kjf:pg

January 14, 2005

Erin:

1. I did not repeal, in this draft, s. 49.175 (1) (n), (ze) 7. or 8., (zj), (zL), or (zn). Since these are repealed in other drafts, those repeals will be reconciled with this draft after all of the "in" drafts are compiled. If one or more of those other drafts does not become an "in" draft, then we may need to change the amounts, or make some other modifications, to those allocations in current law s. 49.175 (1). (If I repeal those allocations in this draft, I really would have to treat all of the sections affected by those repeals in this draft also.)
2. As we discussed by phone, s. 49.155 (1g) (b) and (c) are modified from the instructions to account for the transfer of funds to DHFS under par. (c) until that paragraph is repealed on January 1, 2006, or July 1, 2006. The repeal of that paragraph is in LRB-0404, so s. 49.155 (1g) will have to be reconciled overall after all the "in" drafts are compiled. Because I have created s. 49.155 (1g) (d) in this draft, the consolidation, renumbering and amendment of s. 49.155 (1g) (intro.) and (b) into s. 49.155 (1g) in LRB-0404 will not occur, either, after we reconcile, so we will end up with s. 49.155 (1g) (intro.), (b), and (d).
3. Note that s. 49.136 (2) (a) still has a reference to the allocation under s. 49.155 (1g) (b). Is that program still part of the allocation under that paragraph?
4. Note that s. 49.137 (4m) did not refer to the allocation under s. 49.155 (1g) (b) before now and I added a reference in this draft, as you requested in the instructions. Also note that s. 49.137 (4m) is the only subsection in that section that has its own allocation under s. 49.175 (1) (qm). Okay?

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: pam.kahler@legis.state.wi.us

**Kahler, Pam**

---

**From:** Fath, Erin  
**Sent:** Monday, January 17, 2005 12:53 PM  
**To:** Malaise, Gordon; Kahler, Pam  
**Subject:** RE: daycare licensing/regulation transfer from DHFS to DWD

A final decision has been made, and yes, we are going to make the transfer effective upon passage of the budget bill.

Gordon, the answer to your question below is yes.

Pam, this means some changes to the amounts allocated under s. 49.155 (1g). I will bundle those changes with some other changes for the TANF/CCDF allocations draft (LRB-1662), and send them to you in one communication, hopefully later today.

Thanks,  
-Erin

-----Original Message-----

**From:** Malaise, Gordon [mailto:Gordon.Malaise@legis.state.wi.us]  
**Sent:** Friday, January 14, 2005 5:46 PM  
**To:** Fath, Erin  
**Subject:** RE: daycare licensing/regulation transfer from DHFS to DWD

Erin:

So, in other words, we are going back to the original versions of Sections 9121 and 9221 as drafted in - 0404/1.

Let me know when you know for sure.

Gordon

-----Original Message-----

**From:** Fath, Erin  
**Sent:** Friday, January 14, 2005 4:55 PM  
**To:** Kahler, Pam; Malaise, Gordon  
**Subject:** daycare licensing/regulation transfer from DHFS to DWD

Hi,

Just a heads up that there is a very good chance that we will change the effective date of the transfer to immediately upon passage of the budget bill (a final decision should be made on Monday). Pam, hopefully this will make drafting those sections that overlap with the TANF/CCDF allocations draft a little easier to do (no double drafting). Gordon, we would likely put the budget authority and position changes into the budget bill and thus be able to delete section 9121 that talks about the two agencies submitting a plan for the transfer.

I'll let you know as soon as I know.

**Erin K. Fath**

Wisconsin State Budget Office  
(608) 266-8219

01/18/2005



Erin.Fath@doa.state.wi.us

## Changes to LRB draft 05-1662

- ✓ In response to your drafter's note #1: ok.
- ✓ In response to your drafter's note #2: I guess this doesn't apply since the effective date of the transfer of day care licensing to DWD will be upon passage of the budget bill.
- In response to your drafter's note #3: it would make more sense to change the reference under s. 49.136 (2) from s. 49.155 (1g) (b) to s.49.155 (1g) (d) [as created under this draft], since it is a child care quality improvement type of program. In that case, s. 49.155 (1g) (d) should also include a reference to grants under s. 49.136.

*waiting to hear*

NOTE: I've asked DWD whether we should just delete s. 49.136 of the statutes all together, because I believe DWD no longer funds child care start up and expansion activities. I'm still waiting to hear back from DWD on this question. Or, we may just change the language under s. 49.136 (2)(a) to "may award grants" (instead of *shall*).

- ✓ In response to your drafter's note #4: the purpose for s.49.175 (1)(qm) should be for the same purposes under s. 49.155 (1g)(d) [as created by this draft]. I guess you could refer to all those sections [s. 49.134(2), 49.136 and 49.137 (2), (3) & (4m)], or just to "child care quality improvement activities under s.49.155 (1d)".

NOTE: I noticed that the analysis section (1st paragraph) says the bill eliminates allocations for a childcare scholarship and bonus program and for administration of DWD's office of child care. However, this is not our intent.

- The childcare scholarship and bonus program is what is referred to as "Staff retention grants" under s. 49.137 (2). More specifically, the language under s. 49.137 (2)(c) is the basis of the scholarship program ("to provide advanced training for the child care provider's child care staff") and the bonus program ("to improve the salaries and benefits provided to the child care provider's child care staff").

- S. 49.155 (1g)(b), as amended by this draft, includes as a purpose "for administering the child care program under this section", which is intended to mean "the administration of the department's office of child care". Perhaps we should use the latter phrase to make it clear that DWD's office child care is an eligible use of the funds distributed under this section.

\*\*\*\*\*

- ✓ 1) Create a new appropriation in DWD's program 3, Economic Support:
  - a) Title: Economic support; transportation funds
  - b) This appropriation will be supported with segregated funds from the Transportation Fund; this will be an annual appropriation.
  - c) I think the chapter 20 language could read simply "From the transportation fund, the amounts in the schedule for the Wisconsin Works program under subch. III of ch. 49."
- ✓ 2) Sections 6 – make the repeal of section s. 49.1375 effective July 1, 2006.

✓ 3) Section 7:

- ✓ a) Change the amount distributed under this section to \$7,459,800 in each fiscal year.
- ✓ b) Replace "for administering the child care program under this section" with "for administration of the department's office of child care".
- ✓ c) Change "and for a share of the costs for ..." with "and for the department's share of the costs for ..."

✓ 4) Section 8 – the change that adds s. 20.445 (3) (jm) and the purpose "and for the licensing and regulation of day care facilities under s. 49.98" should be incorporated into s.49.155 (1g)(b) effective upon passage of the budget bill.

✓ 5) Section 9 – can be deleted from the draft.

✓ 6) Section 10 – change the amounts distributed under this section to \$12,253,500 in FY06 and \$9,503,500 in FY07.

7) Section 11

- ✓ a) Add the newly created SEG, annual appropriation (Transportation Funds) to s. 49.175 (1), ALLOCATION OF FUNDS
- ✓ b) I think we also need to add the newly created s. 20.445 (3)(jm), *Day care center licensing*, to s. 49.175 (1) [funds in (3)(jm) will be used for day care licensing/regulation, which is included in s.49.155 (1g)(b) as amended by this draft, which is referred to under s. 49.175 (1)(q), as amended by this draft]. S. 20.445 (3)(jm) is created in LRB-0404 (Gordon's draft), but the referral to it under s. 49.175(1), ALLOCATION OF FUNDS, was not included in that draft. Perhaps it would be more appropriate to put this change in LRB-0404?]

✓ 8) Section 18 – change the amounts distributed under this section to \$7,459,800 in each year.

✓ 9) Section 19:

- ✓ a) Change the purpose as noted in my note to you above (re, drafter's note #4)
- ✓ b) Change the amounts distributed under this section to \$12,253,500 in FY06 and \$9,503,500 in FY07.

✓ 10) Section 20 – under s. 49.175 (1)(r), provide \$2,250,000 in FY06 for the program under s. 49.1375; repeal this section effective July 1, 2006.

**Kahler, Pam**

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**From:** Fath, Erin

**Sent:** Tuesday, January 18, 2005 9:38 AM

**To:** Kahler, Pam

**Subject:** one more change to LRB-1662

Pam, I forgot a change to the draft:

✓ Under s. 49.175 (1) (m), Children first: change the amount distributed under this section to \$1,361,000 in each year.

Thanks,

**Erin K. Fath**

Wisconsin State Budget Office  
(608) 266-8219  
Erin.Fath@doa.state.wi.us

01/18/2005

**Kahler, Pam**

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**From:** Fath, Erin

**Sent:** Wednesday, January 19, 2005 12:01 PM

**To:** Kahler, Pam

**Subject:** draft 1662

One correction and one change:

- ✓ 1. Section 19 (of 1662/P1): the amount distributed under 49.175(1)(qm), Quality counts support systems should be just \$10,003,500 in FY06 (and \$9,503,500 in FY07 is correct).
2. Under s. 20.445 (3)(md) of the statutes, please add s. 20.435 (3)(kx) as one of the appropriations to which the block grant-aids revenues received in s. 20.445 (3)(md) can be transferred.

Thanks,

**Erin K. Fath**

Wisconsin State Budget Office

(608) 266-8219

Erin.Fath@doa.state.wi.us

01/19/2005